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Honorable Christopher M. Alston
Chapter 11
Hearing Location: Seattle, Rm. 7206
Hearing Date: September 1, 2017
Hearing Time: 9:30 a.m.
Response Date: August 25, 2017

8 UNITED STATES BANKRUPTCY COURT
9 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 In re:

11 NORTHWEST TERRITORIAL MINT, LLC,
12 Debtor.

Case No. 16-11767-CMA

13 DECLARATION OF ERIN SHEAR IN
14 SUPPORT OF REPLY TO RESPONSE OF
15 DIANE AND RANDY WONG TO THE
16 TRUSTEE'S SECOND MOTION FOR ORDER
17 GRANTING AUTHORITY TO RETURN
18 STORED INVENTORY TO CUSTOMERS

19 I, Erin Shear, hereby declare as follows:

20 1. I submit this Declaration in support of the Reply to Response of Diane and Randy
21 Wong to the Trustee's Second Motion for Order Granting Authority to Return Stored Inventory to
22 Customers (the "Motion"). I am over eighteen (18) years of age, and I am competent in all ways to
23 testify.

24 2. I am a Custom Sales Representative of Northwest Territorial Mint, LLC ("NWTM")
25 or the "Debtor"). As part of my duties, I have assisted the Trustee in efforts to identify precious
26 metals that belong to specific customers. During the summer and fall of 2016, I worked with the
Trustee to identify customer owned inventory and reconcile storage records in connection with the
Trustee's initial Motion for Order Granting Authority to Return Stored Inventory, Other Customer

27 DECLARATION OF ERIN SHEAR IN SUPPORT OF
28 REPLY TO RESPONSE TO SECOND MOTION FOR
29 ORDER GRANTING AUTHORITY TO RETURN STORED
30 INVENTORY - 1

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1 Owned Inventory and Coining Dies (the “Initial Stored Inventory Motion”). In connection with my
2 work relating to the Initial Stored Inventory Motion, I reviewed NWTM business records relating to
3 the stored inventory of Randy and Diane Wong (the “Wongs”). I confirmed that the company’s
4 business records reflected that the Wongs had delivered 70 - 100 oz. Pan American silver bars to the
5 Mint and that the Mint has subsequently purchased 30 of these bars from the Wongs. On September
6 21, 2016, the Court entered an order granting the Initial Stored Inventory Motion (the “Initial Return
7 Order”). The Initial Return Order authorized the Trustee to return (1) 21 - 100 oz Pan American
8 silver bars; (2) 9 - 100 oz Pan American silver bars for a total of 30 - 100 oz Pan American silver
9 bars. I assisted the Trustee in returning the 30 - 100 oz Pan American silver bars to the Wongs in
10 December 2016.

11 3. In connection with my work relating to the Initial Stored Inventory Motion, I
12 reviewed NWTM business records relating to the stored inventory of Randy and Diane Wong (the
13 “Wongs”). I also confirmed that the company’s business records reflected that the Wongs had
14 delivered 2 monster boxes of American Silver Eagles to the Mint and an additional 480 American
15 Silver Eagles. On September 21, 2016, the Court entered an order granting the Initial Stored
16 Inventory Motion (the “Initial Return Order”). The Initial Return Order authorized the Trustee to
17 return 980 - 1 oz. Silver American Eagles to Diane and Randy Wong. I assisted the Trustee in
18 returning the 980 - 1 oz. Silver American Eagles (one monster box containing 500 Silver American
19 Eagles and an addition 480 Silver American Eagles) to the Wongs in December 2016.

20 4. Subsequent to the Initial Stored Inventory Motion and the Initial Return Order, I
21 discovered an additional monster box containing 500 - 1 oz. Silver American Eagles in one of the
22 safes at NWTM’s Auburn, Washington, facility labeled with the name “Wong.” This additional
23 monster box is the only additional inventory I found identified as belonging to the Wongs and the
24 Trustee’s present motion seeks to return this monster box to the Wongs. Since the Wongs
25 previously had a monster box of 500 - 1 oz. Silver American Eagles returned to them, with the return

26 DECLARATION OF ERIN SHEAR IN SUPPORT OF
REPLY TO RESPONSE TO SECOND MOTION FOR
ORDER GRANTING AUTHORITY TO RETURN STORED
INVENTORY - 2

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1 of this monster box, the Wongs will have received all precious metal that was labelled with their
2 name on it that was in the Trustee's possession wherever located.

3 5. Below is a summary of the records of NWTM regarding the Wongs' storage, metals
4 purchased by NWTM, metals returned, metals proposed to be returned to the Wongs in connection
5 with this second return motion and the Wongs' stored metals that remain missing:

Metal Received in Storage	Metal Purchased by NWTM (1/19/2016)	Metal Returned (12/2016)	Metal Proposed to be Returned (9/2017)	Missing
70 - 100 oz. Pan American silver bars (11/2012)	30 - 100 oz. Pan American silver bars	30 - 100 oz. Pan American silver bars		10 - 100 oz. Pan American silver bars
215 - 10 oz. Pan American silver bars (11/2012 and 8/2013)				215 - 10 oz. Pan American silver bars
128 - 5 oz. Pan American silver bars (11/2012)				128 - 5 oz. Pan American silver bars
760 - 1 oz. Pan American silver bars (11/2012)				760 - 1 oz. Pan American silver bars
480 - 1 oz. Silver American Eagles (8/2013)		480 - 1 oz. Silver American Eagles		None
2 Monster Boxes of Silver American Eagles (500 each) (11/2012)		1 Monster Box of Silver American Eagles	1 Monster Box of Silver American Eagles	None
14 - 1 oz. Gold American Eagle Coins (11/2012)				14 - 1 oz. Gold American Eagle Coins

26 DECLARATION OF ERIN SHEAR IN SUPPORT OF
REPLY TO RESPONSE TO SECOND MOTION FOR
ORDER GRANTING AUTHORITY TO RETURN STORED
INVENTORY - 3

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6. None of the precious metal presently in the possession of the Mint have serial numbers which match those that the Wongs identify as the serial numbers on the 100 oz Pan American silver bars they delivered to the Mint.

7. Contrary to the Wong suggestion, five ounce and ten ounce Pan American bars are not unique. The Mint commonly held five and ten ounce Pan American bars for sale to customers, as leased inventory and as stored inventory. Unless a five ounce or ten ounce Pan American bar was labelled with a specific customers name on it, it would be impossible to determine that it had been stored for that specific customer.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge.

EXECUTED this 29th day of August, 2017, at Kent, Washington.

Erin Shear

DECLARATION OF ERIN SHEAR IN SUPPORT OF
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INVENTORY - 4

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CERTIFICATE OF SERVICE

The undersigned declares as follows:

That she is a Paralegal in the law firm of K&L Gates LLP, and on August 29, 2017, she caused the foregoing document to be filed electronically through the CM/ECF system which caused Registered Participants to be served by electronic means, as fully reflected on the Notice of Electronic Filing.

Also on August 29, 2017, she caused the foregoing document to be placed in the mail to the Parties at the addresses listed below:

Northwest Territorial Mint LLC
c/o Ross Hansen, Member
P.O. Box 2148
Auburn, WA 98071-2148

I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.

Executed on the 29th day of August, 2017 at Seattle, Washington.

/s/ *Denise A. Lentz*
Denise A. Lentz

DECLARATION OF ERIN SHEAR IN SUPPORT OF
REPLY TO RESPONSE TO SECOND MOTION FOR
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INVENTORY - 5

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